

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1001(ss) be amended to read as follows:

- 1           Page 28, between lines 19 and 20, begin a new paragraph and insert:
- 2           **"Sec. 2.5. As used in this chapter, "county resident student"**
- 3           **means a student enrolled in a school corporation who resides in a**
- 4           **county having a population of more than one hundred thirty**
- 5           **thousand (130,000) but less than one hundred forty-five thousand**
- 6           **(145,000)."**
- 7           Page 29, delete lines 16 through 34, begin a new line double block
- 8           indented and insert:
- 9           **"(A) In the case of a racetrack that is located in a county**
- 10           **having a population of more than one hundred thirty**
- 11           **thousand (130,000) but less than one hundred forty-five**
- 12           **thousand (145,000), the amount determined under**
- 13           **subsection (d) shall be paid as follows:**
- 14           **(i) Fifty-eight percent (58%) to a city having a**
- 15           **population of more than fifty-nine thousand seven**
- 16           **hundred (59,700) but less than sixty-five thousand**
- 17           **(65,000).**
- 18           **(ii) Seventeen percent (17%) to the capital projects fund**
- 19           **of the county for distribution by the county legislative**
- 20           **body.**
- 21           **(iii) Seventeen percent (17%) to the school corporations**
- 22           **located in the county. The tax revenue distributed under**

1 this item must be divided among the school corporations  
 2 on a pro rata basis according to the ratio the number of  
 3 county resident students enrolled in each school  
 4 corporation bears to the total number of county resident  
 5 students enrolled in the school corporations located in  
 6 the county. Revenue received by a school corporation  
 7 under this item is considered miscellaneous revenue.

8 (iv) Eight percent (8%) to the incorporated cities and  
 9 towns located in the county other than a city described in  
 10 item (i). The tax revenue distributed under this item  
 11 must be divided among the cities and towns on a pro rata  
 12 basis according to the ratio the population of each city or  
 13 town bears to the total population of the county minus  
 14 the population of a city described in item (i).

15 (B) In the case of a racetrack that is located in a county  
 16 having a population of more than forty-three thousand  
 17 (43,000) but less than forty-five thousand (45,000), the  
 18 amount determined under subsection (e) shall be paid in  
 19 equal amounts to:

20 (i) the county; and

21 (ii) a city having a population of more than seventeen  
 22 thousand nine hundred (17,900) but less than eighteen  
 23 thousand one hundred (18,100) that is located in the  
 24 county."

25 Page 31, line 7, delete "paid to the city in which the racetrack is  
 26 located" and insert "**distributed**".

27 Page 31, line 8, delete "(c)(1)" and insert "(c)(1)(A)".

28 Page 31, line 23, delete "paid to the county" and insert  
 29 "**distributed**".

30 Page 31, line 24, delete "(c)(1)" and insert "(c)(1)(B)".

31 Page 31, line 39, delete "paid to the consolidated city" and insert  
 32 "**distributed**".

33 Page 31, line 40, delete "(c)(1)" and insert "(c)(1)(C)".

34 Page 33, between lines 7 and 8, begin a new paragraph and insert:

35 "**Sec. 7. This chapter does not prohibit a city or county in which**  
 36 **pari-mutuel pull tabs are offered for sale under IC 4-31-7.5 from**  
 37 **entering into agreements with other units of local government in**  
 38 **Indiana or in other states to share the city's or county's part of the**  
 39 **tax revenue received under this chapter.**".

40 Page 41, line 25, after "(2)" insert "**owns or**".

41 Page 41, delete lines 32 through 36.

42 Page 61, line 19, delete "(e)" and insert "(f)".

43 Page 69, line 36, delete "IC 4-33-12 and".

44 Page 167, delete lines 9 through 28, begin a new paragraph and  
 45 insert:

46 "SECTION 11. IC 6-3-4-8.2 IS AMENDED TO READ AS  
 47 FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 8.2. (a) Each person in

Indiana who is required under the Internal Revenue Code to withhold federal tax from winnings shall deduct and retain adjusted gross income tax at the time and in the amount described in withholding instructions issued by the department. **In addition, a licensed owner (as defined in IC 4-33-2-13) or a permit holder (as defined in IC 4-31-2-14) shall deduct and retain adjusted gross income tax on winnings from a slot machine or a pari-mutuel pull tab terminal or device if the amount of the winnings is at least one thousand two hundred dollars (\$1,200). The licensed owner or permit holder shall report and pay the withheld amount to the department before the close of the business day following the day the winnings are paid, actually or constructively.**

(b) A licensed owner (as defined in IC 4-33-2-13) shall deduct and retain adjusted gross income tax on winnings from a keno game if the net amount of the winnings, after deducting the amount of the wager, is at least one thousand five hundred dollars (\$1,500). The licensed owner shall report and pay the withheld amount to the department before the close of the business day following the day the winnings are paid, actually or constructively.

(c) The adjusted gross income tax due on prize money received from a winning lottery ticket purchased under IC 4-30 shall be deducted and retained, even if federal withholding is not required. The amount deducted from prize money shall be remitted to the department in the manner and under the schedule prescribed by the department."

Page 286, line 22, delete "may" and insert "**shall**".

Page 357, line 12, delete "December" and insert "**January**".

Page 357, line 13, delete "2002." and insert "**2003.**".

Page 357, line 14, delete "December 31, 2002." and insert "**January 31, 2003.**".

Page 357, line 21, delete "January 1, 2003." and insert "**December 31, 2002.**".

Page 357, line 22, delete "The" and insert "**If the Indiana gaming commission determines that a permit holder has met the requirements of this act, the**".

Page 357, line 28, delete "January 1, 2003." and insert "**December 31, 2002.**".

Renumber all SECTIONS consecutively.

(Reference is to HB 1001(ss) as printed June 3, 2002.)

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Representative Lytle